

03-12-04

Express Mail Label No. _____

Dated: _____

Docket No.: 20046/0200847-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Franz Hofmann et al.

Application No.: 10/779,557

Confirmation No.:

Filed: February 6, 2004

Art Unit: N/A

For: MEMORY CELL

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed within three months of the U.S. filing date (37 CFR 1.97(b)(1)).

A copy of each document on the PTO/SB/08 is attached. Pursuant to the Notice issued by the United States Patent and Trademark Office dated July 11, 2003 waiving the requirements of 37 C.F.R. 1.98(a)(2)(i), copies of the United States Patents on PTO/SB/08a are not submitted.

Documents DE 100 36 911 A1 and JP 2001-156188 are not in the English language. In accordance with 1.98(c), Applicant states:

The requirement for concise explanation of relevance of documents DE 100 36 911 A1 and JP 2001-156188 is satisfied by the attached translations of the abstracts (see MPEP § 609 A(3)).

A concise explanation of relevance of Citations CA and CB is in the form of an English language copy of the International Search Report, issued in a counterpart application (PCT/DE02/02759), which refers to the relevant portions of the references.


In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed documents.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: March 10, 2004

Respectfully submitted,

By  *Laura C. Brutman*
(53,970)

Laura C. Brutman

Registration No.: 38,395

DARBY & DARBY P.C.

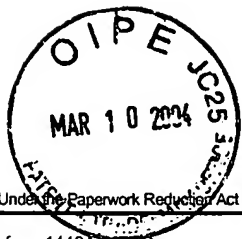
P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 753-6237 (Fax)

Attorneys/Agents For Applicant



Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/779,557
				Filing Date	February 6, 2004
				First Named Inventor	Franz Hofmann
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	20046/0200847-USO

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-6,335,554-B1	01-01-2002	Yoshikawa	
	AB	US-6,388,293-B1	05-14-2002	Ogura et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	DE-100 36 911-A1	02-14-2002	Hofmann, Franz et al.		X
	BB	JP-2001 156188-A1	06-08-2001	Yoshikawa Kuniyoshi		X

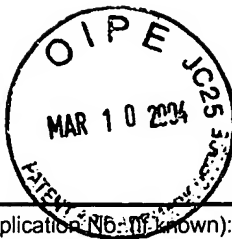
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	Hayashi Y et al.: "Twin Monos Cell With Dual Control Gates"; 2000 Symposium on VLSI TECHNOLOGY, Digest of Technical Papers, Honolulu, HI, June 13-15, 2000, Symposium on VLSI Technology, New York, NY; IEEE, US, 13 June 2000, pages 122-123, XP000970787.	
	CB	PATENT ABSTRACTS OF JAPAN, vol. 2000, no. 22, 9 March 2001 & JP 2001 148434 A (New Heiro: KK; Halo LSI Design & Device Technol Inc), 29 May 2001, abstract.	
	CC	Naruke K et al: "A New Flash-Erase EEPROM Cell with a Sidewall Select-Gate on Its Source Side"; Tech. Digest, 1989, IEDM 89-603, pages 25.7.1 - 25.7.4.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--



Application No. (if known): 10/779,557

Attorney Docket No.: 20046/0200847-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. _____ in an envelope addressed to:

EL983945990US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on March 10, 2004
Date

A. Stantini

Signature

A. Stantini

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Information Disclosure Statement (2 pages)
PTO/SB/08a with five documents, *search report*
Return Receipt Postcard